

CITY OF MILFORD
REGULAR MEETING
AUGUST 3, 2004
MINUTES

A regular meeting of the Mayor and Council of the City of Milford, Nebraska was held at the Webermeier Community Room in said City on the 3rd day of August 2004 at 7:30 pm. Present were: Mayor J. Elaine Plessel; Council members: Dean Bruha, Rick Fortune, Lyle Neal; City Clerk Jeanne Hoggins; Chief of Police Forrest Siebken and Attorney Robert Blevens. Also present: Chris Carsten, Jerry Penry, Jerry Whitney and Nancy McGill with the press.

Notice of the meeting was given in advance thereof by publishing in the Milford Times; a designated method for giving notice, as shown by the Affidavit of Publication attached to these minutes. Notice of this meeting was given to the Mayor and all members of the Council and a copy of their acknowledgement of receipt of notice and the agenda is attached to the minutes. Availability of the agenda was communicated in the advance notice and in the notice to the Mayor and Council of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

CALL TO ORDER: Mayor Plessel called the meeting to order at 7:30 p.m.

MINUTES: A motion was made by Fortune and seconded by Bruha to approve the minutes of the June 1, 2004 meeting. Roll call vote: Fortune yes, Bruha yes, Neal yes. Motion carried.

A motion was made by Neal and seconded by Fortune to approve the minutes of the July 13, 2004 meeting. Roll call vote: Neal yes, Fortune yes, Bruha yes. Motion carried.

A motion was made by Fortune and seconded by Neal to approve the minutes of the July 29, 2004 meeting. Roll call vote: Fortune yes, Neal yes, Bruha yes. Motion carried.

PAYMENT OF BILLS: A motion was made by Neal and seconded by Bruha that the following bills in the amount of \$37,336.62 approved by the Auditing Committee be approved for payment. Roll call vote: Neal yes, Bruha yes, Fortune yes. Motion carried.

SALARIES:

39072	Mark Frey	1141.92
39073	Forrest K Siebken	1099.92
39074	Mavis Lynn Ferris	34.52
39075	Jeanne M Hoggins	970.87
39076	Gary Lee TeSelle	782.20
39077	Scott Dean Fosler	962.98

39078	Robert L Hull	722.84
39079	Beverly J Wehrs	454.72
39080	Edna A Riedl	292.10
39081	David R Dahle	944.39
39082	Louis J Bialas	828.84
39083	Pamela J Slama	6.40
39084	Amanda R Fichtner	500.97
39085	Dustin Lindgren	174.08
39086	Bryce C Johnson	730.12
39087	Philip Winkelmann	730.12
39088	Kendra M Hoggins	458.66
39089	Patricia Whitney	592.48
39090	Lindsey S. Troyer	561.92
39091	Whitney Page	388.29
39092	Elizabeth Dierberger	237.12
39093	Daniel Dejong	102.84
39094	George A. Matzen	238.77
39095	Nicole Anderson	281.33
39096	Micaela Daley	378.00
39097	Aaron Miller	338.35
39098	Britney Schweitzer	561.03
39099	Brooke Schweitzer	210.20
39100	Joshua S. Wiley	170.66
39102	Roger Kness	206.26
39103	Joyce Elaine Plessel	184.70
39104	Ricky Jean Fortune	138.52
39105	Dean Alan Bruha	138.52
39106	Emerson L. Neal	138.52

GENERAL FUND:

39015	Advanced Graphix Inc – Graphic Repair	35.50
39016	Alltel – Cellular and Pay Phove	247.30
39017	Alltel – Long Distance	2.53
39018	All Pro Landscaping – Sprinkler Cutoff and Labor	218.00
39019	Butches Welding and Repair – Radar Mounting	7.50
39020	Culligan Water Conditioning – Soft Water	18.00
39021	VOID	
39022	Farmers Cooperative – 2-4D	1590.32
39023	Data Technologies, Inc. – Update Release 5.1.60F	14.00
39024	Deep Rock – Drinking Water	16.89
39025	Drummond American Corporation – Clead Zinc	179.09
39026	Eakes Office Plus – Fax added to copy machine	429.93
39027	Farm Plan – Bar Oil	4.95

39028	The Garbage Company – Service for June	107.75
39029	Gene’s Electric – Breaker, Raised Cover	326.25
39030	Great Plains-One Call Service – Locate Request	30.00
39031	Holiday Inn Express – Room Charges	228.87
39032	International Code Council – Member Dues	100.00
39033	Kustom Signals, Inc. – In Car Video Repair	67.50
39034	Zach Lauer – Umpiring 7/5	20.00
39035	Milford Mini Mart – Oil	5.94
39036	Milford Supermarket – Clorox, Trash Bags, Paper T	10.18
39037	The Milford Times – Notices, Minutes and Ads	300.13
39038	Milford Volunteer Fire Dept. – 5 EMT Tests	200.00
39039	Municipal Supply – Hydrant, Gland, Bolt Kit	2383.78
39040	NE Dept of Labor – Elevator Inspection	75.00
39041	NE Dept of Revenue – Sales Tax of June	2413.71
39042	Nebraska Health Laboratory – Coliform Test	30.00
39043	Nebraska Motor Parts – Fuses, Battery Speaker plug	70.47
39044	Nebraska Public Power District – Service for June	5356.87
39045	Nebraska Tech and Telecomm – Service for June	509.77
39046	O’Keefe Elevator Company – Inspection for Elevator	850.67
39047	Aquila – Service for June	2892.16
39048	Pizza Kitchen – Eve Meal – 18 people	64.50
39049	Dash Rohan – Umpiring	25.00
39050	Roxanne Roth – Cleaning Services	250.00
39051	Mrs. Wayne Roth – Birthday Cakes	28.00
39052	Schlegel’s Groceries – Milf and Groceries	21.27
39053	Schmader Electric Co. – Siren Labor and Install	2515.00
39054	Sam’s Club – Travel, Correction, Candy	353.09
39055	Seward Co. Public Power Dist. – Wells 1&2	400.88
39056	Seward Lumber – Paint for Building	17.49
39057	Sunrise Counrty Manor – June Meals	1018.40
39058	Utility Equipment Co. – Megalug, AC Set	175.21
39059	Justin Ohem – Umpiring	20.00
39060	Matthew Kurtz – WA/SW Refund	50.00
39061	Tyler Smith – WA/SW Refund	26.32
39062	Jerad Roth – WA/SW Refund	24.71
39063	Angie Phillips – WA/SW Refund	22.27
39064	Barbara Anderson – WA/SW Refund	35.28
39065	Cheryl Folkerts – WA/SW Refund	29.23
39066	William Marshall – WA Refund	37.65
39067	Wayne Kearney – WA/SW Refund	50.00
39068	Dan Swedlund – WA/SW Refund	50.00
39069	NWEA – Wastewater Meeting	80.00

39070	Roger O'Hare – Blacktop Repairs	1920.00
39071	Miracle Recreation – Hook, Bolt for Swings	247.19
39101	Ameritas – Retirement Plan	1264.05
39107	JALIC G.T.	7915.02
39108	AFLAC	295.16
39109	Alltel	29.07
39110	Aramark	181.57
39111	Assured Fire Protection	42.00
39112	Blevens Law Office	350.00
39113	Bonsall Pool Co.	16.95
39114	Eakes	116.85
39115	Fort Dearborn Life Insurance Co.	103.20
39116	Good Housekeeping	10.00
39117	Heartsong Presents	10.99
39118	Ingram Library Services	162.23
39119	Roger Kness	102.92
39120	Memorial Health Care Systems	90.00
39121	Milford A/C & Appliance	164.10
39122	Milford School Dist. #5	15.00
39123	Milford Supermarket	25.21
39124	Milford Times	46.30
39125	Mutual of Omaha	75.55
39126	Ne Dept of Env. Quality	150.00
39127	NeLEIN	70.00
39128	Police Officers' Association of NE	70.00
39129	Roxanne Roth	305.00
39130	Seward Electronics	297.50
39131	Super Spray Car Wash	100.00
39132	Union Bank	300.00
39133	Walmart Community	72.45
39134	Londa Bashore	15.00

REPORTS OF OFFICERS, BOARDS AND COMMITTEES: Written reports received were Milford Aging Services Commission minutes for July 19, 2004; Library Board minutes for July 12, 2004 and Police Dept. Activity Report for July 2004.

Bruha reported on the expansion of sidewalk repair at the Uptown Park. Draft copy of the NPPD "Facts Book" has been received and is ready for review. Chief Siebken reported on the monthly activity for July 2004. Total calls for service for the month were 933.

COMMUNICATIONS: *Sales tax received for the month of May 2004 was \$14,045.21.

UNFINISHED BUSINESS: Clarification of Board of Adjustment members: This item will be addressed during the update of the Comprehensive Plan.

Introduction and Adoption of Ordinance – Peddler Permit: Bruha questioned section 10-210 and the ability for a scam on charitable contributions within the City. This ordinance is being established for sales of goods or services, does not apply to charitable donations. The question still unanswered deals with citizens in town such as the AVON lady or the Schwan's company that visit regular customers. Neal mentioned adding verbiage for individuals or companies that are serving existing customers or a route, but this may prevent a new entrepreneur from serving Milford. Neal suggested a more modest fee schedule. If an individual doesn't register with the City for a permit they are subject to a fine. Siebken noted the numerous peddlers visiting our town just this summer.

Eldon Hostetler arrived at 7:45 pm

The Council realizes that the current ordinance is lacking, yet coming up with the exact wording for the new ordinance needs a little more research. Council asked Chief Siebken to collect a few more peddler ordinances from other communities. This item tabled until the special meeting to be held later in August.

NEW BUSINESS: Initial Order – Webermeier Scholarships: A motion was made by Neal and seconded by Bruha to approve the Initial Order for the Webermeier Scholarships for the 1st Semester, 27 scholars at \$413.00 each. Roll call vote: Neal yes, Bruha yes, Fortune yes. Motion carried.

Award Bid – Sr. Meals: A motion was made by Fortune and seconded by Bruha to accept the bid of \$3.60 per meal from Sunrise Country Manor. Roll call vote: Fortune yes, Bruha yes, Neal yes. Motion carried.

Hire Assistant Librarian & Set Wage: A motion was made by Fortune and seconded by Neal to approve the Library Boards recommendation to hire George Matzen as Assistant Librarian at an hourly rate of \$7.50. The Library Board recommended a pay increase in October. The employee handbook states a 1 year probation period for all new employees. No pay increase will be considered in October. Roll call vote: Fortune yes, Neal yes, Bruha yes. Motion carried.

E911 Budget '04-'05: Agenda item to be discussed when Barb Liska arrives.

Economic Development Proposal – CY Manufacturing: Bruha advised the Council that a potential new business has approached the Economic Development Committee requesting "start-up" funds. Chris Carsten explained to the Council that by using waste cardboard, running it through a machine and bagging it, they can provide bedding for livestock. This product has been in England for 6 years and has proven successful. There is

a demand for the product as it is cleaner and decreases respiratory problems. Carsten's plans are to hire 2 to 10 people in the next few years. They will be transporting the product. The Economic Development Committee recommends proposed assistance of \$25,000.00 for Chris Carsten and Don Yeackley, doing business as CY Manufacturing. A grant of \$12,500.00 will be dispersed from the account of the Economic Development Committee to assist with "Start-Up" expenditures. A zero interest loan of \$12,500.00 will be given with the following conditions:

- A. The loan will not exceed 10 years.
- B. The loan must be paid back in its entirety unless the following conditions are met.
 1. Noticeable business growth.
 2. The hiring of additional employees

The loan of \$12,500.00 would be forgiven in \$2,500.00 increments for every successful two-year period of business as specified in the conditions. Each two-year period an evaluation of CY Manufacturing would be completed. If either one or both of the forgiveness requirements were met, then \$2,500.00 would be forgiven from the principal balance.

Fortune asked if any harm would come to the community. Carsten noted a potential noise. CY Manufacturing plans to insulate the building, (the old Coop Store on Walnut St) which should alleviate the problem. Dust was mentioned as a concern, Carsten noted that the dust is contained in vacuum bags. The Economic Development Committee recommends approval of the above mentioned proposal to CY Manufacturing. A motion was made by Bruha and seconded by Neal to approve the proposal as presented. Roll call vote: Bruha yes, Neal yes, Fortune yes. Motion carried.

Proposal for Historical Marker – Jerry Whitney: Chairman of the Milford Historical Society Jerry Penry presented a schematic of the proposed Milford Historical Marker. The group of Jerry Whitney, Jerry Penry and Eldon Hostetler are seeking permission from the City Council to erect the sign and also asking for a recommendation of its location. Bruha suggested the southeast corner of the Uptown Park. Penry recommended not facing the sign south as it will fade. Some discussion was held as to the location. A motion was made by Bruha and seconded by Neal to approve the placement of the marker with final approval of the location pending. Roll call vote: Bruha yes, Neal yes, Fortune yes. Motion carried.

E 911 Budget '04-'05: Barb Liska presented the budget figures to the City Council. Siebken noted the City of Milford's 4% equals \$13,926.00 for communications. Liska noted the biggest increases were the County wide Fire Dept. radios and the tower. Liska has applied for a grant from the '05 Homeland Security Funds to hopefully offset some of the expenses. A motion was made by Fortune and seconded by Bruha to approve the E 911

Budget for the 2004-2005 fiscal year. Roll call vote: Fortune yes, Bruha yes, Neal yes. Motion carried.

WA/SW Delinquent Accounts: Hoggins presented a list of accounts and property locations which are currently at least 60 days delinquent. Hoggins is seeking permission from the Council to file a lein against the properties to collect the delinquent balances. Some properties have already been sold to a new owner. Further discussion was held regarding trailer parks and how the units should be billed. Council advised Hoggins to proceed in the manner as she is currently. A motion was made by Bruha and seconded by Fortune to allow Hoggins to file a lein against the properties listed which have delinquent balances. Roll call vote: Bruha yes, Fortune yes, Neal yes. Motion carried.

ADJOURNMENT: A motion was made by Bruha and seconded by Neal to adjourn the meeting. Roll call vote: Bruha yes, Neal yes, Fortune yes. Motion carried and meeting adjourned at 8:56 pm.

Jeanne Hoggins, City Clerk

J. Elaine Plessel, Mayor

CERTIFICATION

I, the undersigned, City Clerk of the City of Milford, Nebraska, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the Mayor and Council of August 3, 2004 that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and readily available for public inspection at the office of the City Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that the said minutes from which the foregoing proceedings have been extracted were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

(SEAL)

Jeanne Hoggins, City Clerk

